

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

DELPHI CORPORATION, et al.,

Debtors.

Chapter 11

Case No. 05-16436

RESPONSE TO NINTH OMNIBUS CLAIMS OBJECTION

Creditor, Zeller Electric of Buffalo, Inc., by and through its attorneys, Woods Oviatt Gilman LLP, for its Response to the Debtors' Ninth Omnibus Objection (Substantive) Pursuant to 11 U.S.C. §502(b) and Fed. R. Bankr. P. 3007 to Certain (A) Insufficiently Documented Claims, (B) Claims not Reflected on Debtors' Books and Records, (C) Untimely Claims, and (D) Claims Subject to Modification ("Ninth Omnibus Claims Objection"), alleges as follows:

1. On or about October 8, 2005, Delphi Corporation and other captioned debtors (collectively referred to as "Debtors") filed a petition in bankruptcy under Chapter 11 of the Bankruptcy Code.

2. Prior to October 8, 2005, Zeller Electric of Buffalo, Inc. (Zeller of Buffalo) sold certain goods to Delphi Automotive Systems LLC. These goods were never paid for by Debtors.

3. On or about July 27, 2006, Zeller of Buffalo filed its Proof of Claim against Delphi Automotive Systems LLC in the amount of \$994.04. This Proof of Claim included copies of invoices for goods sold by Zeller of Buffalo and is annexed hereto as ***Exhibit A***.

4. On or about February 15, 2007, Debtors filed the Ninth Omnibus Claims Objection.

5. In the Ninth Omnibus Claims Objection, Debtors argue Zeller of Buffalo's claim should be reduced to \$252.00.

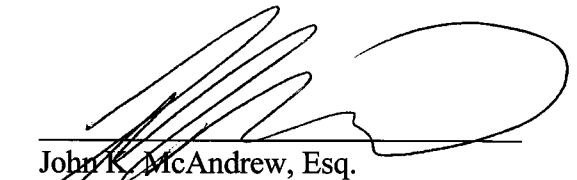
6. Debtors provide no specific reason for modifying Zeller of Buffalo's claim. Rather, Debtors merely state in the Ninth Omnibus Claims Objection that the claim is a claim subject to modification and provide six generic reasons applicable to hundreds of claims objected to.

7. Debtors' have offered no proof or even any specific allegation to substantiate or support their allegation that Zeller of Buffalo's claim is subject to modification. The Debtors' unsubstantiated and general allegations are insufficient to provide any basis for a determination that the claim of Zeller of Buffalo is subject to modification as alleged by the Debtors.

8. Zeller of Buffalo has, in contrast, offered as evidence three unpaid invoices to support its claim for \$994.04 (see attachment to Proof of Claim annexed hereto as *Exhibit A*). The three invoices supporting the claim of Zeller of Buffalo remain unpaid and were all debts of Delphi Automotive Systems, LLC (the debtor in Case No. 05-44640).

9. Therefore, Zeller of Buffalo requests the full amount of its claim in the sum of \$994.04 be allowed.

DATED: March 13, 2007
Rochester, New York



John K. McAndrew, Esq.
WOODS OVIATT GILMAN LLP
Attorneys for Zeller Electric of Buffalo, Inc.
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2 State Street
Rochester, New York 14614
585.987.2800
jmcandrew@woodsoviatt.com

EXHIBIT A

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK
PROOF OF CLAIM

NAME OF DEBTOR: DELPHI AUTOMOTIVE SYSTEMS LLC	CASE NO.: 05-44640
CHAPTER 11	

Check here if this claim () replaces or () amends a previously filed claim dated:
 Check here if: () address differs from the address on the envelope sent by Court; () you never received any notice from the Court on this case; () you are aware of anyone else filing a proof of claim relating to your claim (attach copy of statement giving particulars)

CREDITOR INFORMATION

Name Creditor: ZELLER ELECTRIC OF BUFFALO, INC.

Name and Address of Where Notices Should be Sent:

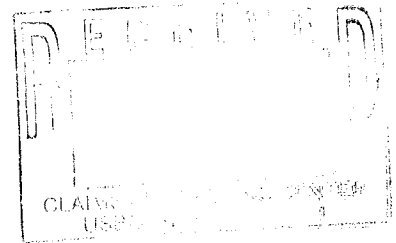
WOODS OVIATT GILMAN LLP
 Attn: John K. McAndrew, Esq.
 700 Crossroads Building
 2 State Street
 Rochester, New York 14614

Telephone Number: 585.987.2800

CLAIM INFORMATION

1. Basis for Claim: goods sold
2. Date Debt Incurred: 4/4/05 – 9/13/05
If court judgment, date obtained: n/a
3. Classification of Claim:

Unsecured Nonpriority Claim \$994.04
4. Total Amount of Claim at Time Case Filed: **\$994.04**
5. Attached to this claim: Schedule of Unpaid Invoices with copies of invoices



CERTIFICATION

The undersigned certifies under penalty of perjury that the debtor named above is indebted to the claimant in the amount shown, that there is no security for the debt other than stated above or in an attachment to this form, that no unmatured interest is included, that all payments on this claim have been credited and deducted for the purpose of making this proof of claim and that the undersigned is authorized to make this claim.

Dated: July 27, 2006

ZELLER ELECTRIC OF BUFFALO, INC.

By:


 John K. McAndrew, as agent

ZELLER ELECTRIC OF BUFFALO, INC.

SCHEDULE OF UNPAID INVOICES

<u>Invoice No.:</u>	<u>Purchase Order No.:</u>	<u>Goods Delivered:</u>	<u>Amount Due:</u>
510221	LPS90615	4/4/05	\$337.04
516979	LPB01468	5/24/05	\$405.00
532073	LPS98848	9/13/05	<u>\$252.00</u>
Total Due			\$994.04

INVOICE

a division of Zeller Corporation

Zeller Electric of Buffalo

1675 Niagara Street, Buffalo, NY 14207-3106
Ph: (716) 873-1300 Fax (716) 873-8623 www.zellercorp.com

REMIT TO: PO Box 13436, Rochester, NY 14613

SOLD-TO

B00216

DELPHI HARRISON THERMAL
AUTOMOTIVE COMPONENTS GROUP
PO BOX 1550
FLINT, MI 48501-1550

SHIP-TO

PL2B7

DELPHI HARRISON THERMAL
PLANT 2, BLDG 7, S.E. DOCK#5
200 UPPER MOUNTAIN RD
LOCKPORT, NY 14094

Invoice#: 510221
Taker: DBM
Page: 1
Invoice Date: 04/04/05

If Zeller Buffalo can be
of any further service please
call us at (716) 873-1300

Thank you,
DAN McDONALD

Customer PO#	Ship Via	Job Number	Terms	Freight	Confirm#	Ship Date	Requested		
OPS90615	TOM Z - PAT L.		1% 10 NET 30	COLLECT	387187	04/04/05	ASAP		
In	Total	Qty	Qty	Qty	Item & Description	Vendor	Promise	Price	Ext
0001	2	2	2	0	774730	PILZ		168.52E	337.04
0002					PNOZX4/24VDC				
0003					SPECIAL PRICE TO				
0004					MATCH WRONG PART ON SO #				
0005					374439 LN # 2				
0006					SEE CRS # 15060				
0007					FOR OFF SETTING CREDIT				
0008					PAT TO HAND DEL. TO JIM				
0009					JACKETT 439-2297				
Your Account Salesperson is: PAT LOCKWOOD									
SUBTOTAL								337.04	
INVOICE TOTAL								337.04	

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penalty of 1 1/2% per month will be charged on any invoices not paid within 30 days

07/24/06 12:11 LDH

A penalty of 1 1/2% per month will be charged on any invoices not paid within 30 days

07/24/0612:11 LDH

INV001 Rev E

INVOICE

a division of Zeller Corporation

Zeller Electric of Buffalo

1675 Niagara Street, Buffalo, NY 14207-3106
Ph: (716) 873-1300 Fax (716) 873-8623 www.zellercorp.com

REMIT TO: PO Box 13436, Rochester, NY 14613

SOLD-TO

B00216

DELPHI HARRISON THERMAL
AUTOMOTIVE COMPONENTS GROUP
PO BOX 1550
FLINT, MI 48501-1550

SHIP-TO

PL2B7

DELPHI HARRISON THERMAL
PLANT 2, BLDG 7, S.E. DOCK#5
200 UPPER MOUNTAIN RD
LOCKPORT, NY 14094

Invoice#: 516979
Taker: SKB
Page: 1
Invoice Date: 05/23/05

If Zeller Buffalo can be
of any further service please
call us at (716) 873-1300
Thank you,
SCOTT BUDD

Main Document

Customer PO#		Ship Via		Job Number		Terms		Freight		Confirm#		Ship Date		Requested	
00PB01468		UPS CONSIGNEE		LPS94871		1% 10 NET 30		COLLECT		387386		05/23/05		ASAP	
Ln	Total	Qty	Qty	Qty	Item &			Vendor	Promise	Price	Unit	Extended			
	Ordered	Curr	Ship	B/O	Description							Price			
0001	1	1	1	0	GJL36040					405.00E		405.00			
0002					DE2, MOLDED CASE CIRCUIT BREAK			SQD							
0003					* UPS TRACKING # *										
					121246020347977887 05/23/05										
Your Account Salesperson is: PAT LOCKWOOD													SUBTOTAL		405.00
penalty of 1 1/2% per month will be charged on any invoices not paid within 30 days													INVOICE TOTAL		405.00
05-44481-rdd Doc 7223 Filed 03/14/07 Entered 08/20/14 09:00															
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0001 Rev E															

A penalty of 1 1/2% per month will be charged on any invoices not paid within 30 days

07/24/0612:11 LDH

INV001 Rev E



DELIVERY NOTIFICATION

Dear Customer,

This is in response to your request for delivery information concerning the shipment listed below.

Tracking Number: 1Z 124 602 03 4797 788 7

Service Type: GROUND

Delivered on: 05/24/2005 9:14 A.M.

Delivered to: BLDG 7 DELPHI HTS
200 UPPER MOUNTAIN RD
LOCKPORT, NY, US 14094

Signed by: HEWITSON

[illegible]

Location: RECEIVER

Thank you for giving us this opportunity to serve you.

**Sincerely,
United Parcel Service**

Tracking results provided by UPS: 07/24/2006 12:28 P.M. Eastern Time (USA)

INVOICE

a division of Zeller Corporation

Zeller Electric of Buffalo

1675 Niagara Street, Buffalo, NY 14207-3106
Ph: (716) 873-1300 Fax (716) 873-8623 www.zellercorp.com

REMIT TO: PO Box 13436, Rochester, NY 14613

SOLD-TO

B00216

CODE5

SHIP-TO

DELPHI HARRISON THERMAL
AUTOMOTIVE COMPONENTS GROUP
PO BOX 1550
FLINT, MI 48501-1550

DELPHI HARRISON THERMAL SYSTEM
PLANT 5, DEPT. 733, BLDG. 8
200 UPPER MOUNTAIN RD
LOCKPORT, NY 14094

If Zeller Buffalo can be
of any further service please
call us at (716) 873-1300
Thank you,
SCOTT BUDDIE

Invoice #: 532073
Taker: SKB
Page: 1
Invoice Date: 09/12/05

Customer PO#		Ship Via		Job Number		Terms		Freight		Confirm#		Ship Date		Requested			
OPS98848		UPS-CONSIGNEE				1% 10 NET 30		COLLECT		401427		09/12/05		ASAP			
Total		Qty		Qty		Qty		Item & Description		Vendor		Promise		Price		Extended Price	
Ordered		Curr		Ship		B/O											
12		12		12		0		A9.25						14.00E		168.00	
								CPI, THERMAL UNIT		SQD							
								PR730574/001									
6		6		6		0		A1.86						14.00E		84.00	
								CPI, THERMAL UNIT		SQD							
								PR730574/002									
								* UPS TRACKING # *									
								121246020347972702									
								09/12/05									
Your Account Salesperson is: PAT LOCKWOOD										SUBTOTAL				252.00			
penalty of 1 1/2% per month will be charged on any invoices not paid within 30 days										INVOICE TOTAL				252.00			

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000001 Rev E

Your Account Salesperson is: PAT LOCKWOOD

A penalty of 1 1/2% per month will be charged on any invoices not paid within 30 days

07/24/0612:11 LDH



DELIVERY NOTIFICATION

Dear Customer,

This is in response to your request for delivery information concerning the shipment listed below.

Tracking Number: 1Z 124 602 03 4797 270 2
Service Type: GROUND
Delivered on: 09/13/2005 9:19 A.M.
Delivered to: BLDG 8 HARRISON 37003
 200 UPPER MOUNTAIN RD
 LOCKPORT, NY, US 14094

Signed by: UHRICH

A large, handwritten signature in black ink is written across the middle of the document, overlapping the "Signed by:" label and the "UHRICH" name. The signature appears to be "UHRICH" followed by a stylized flourish.

Location: RECEIVER

Thank you for giving us this opportunity to serve you.

**Sincerely,
United Parcel Service**

Tracking results provided by UPS: 07/24/2006 12:28 P.M. Eastern Time (USA)